

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION  
CIVIL ACTION NO. 5:10-CV-00111-FL**

**JONATHAN W. SUPLER, AN INDIVIDUAL  
ON BEHALF OF HIMSELF AND ALL  
OTHERS SIMILARLY SITUATED,**

**Plaintiff,**

**v.**

**RGS FINANCIAL, INC., A TEXAS  
CORPORATION; AND JOHN AND JANE  
DOES NUMBERS 1 THROUGH 25,**

**Defendants.**

**STIPULATION OF DISMISSAL  
WITH PREJUDICE**

This matter having been amicably resolved by and between Plaintiff, JONATHAN W. SUPLER, an individual, and Defendant, RGS FINANCIAL, INC. , a Texas Corporation, IT IS HEREBY STIPULATED AND AGREED that this action be and hereby is DISMISSED WITH PREJUDICE and without costs ONLY with respect to the claims and defenses between Plaintiff, JONATHAN W. SUPLER, an individual, and Defendant, RGS FINANCIAL, INC., and be and hereby is DISMISSED WITHOUT PREJUDICE as to the claims, if any, of any member of the class or classes (“putative class”) alleged in the Complaint and any amendments to the Complaint. Except the claims of Plaintiff, JONATHAN W. SUPLER, nothing in this Stipulation affects, impairs or enhances any claim or defense between or among any member of the putative class and any Defendant.

This the 23rd day of February, 2011.

**HEDRICK, GARDNER, KINCHELOE  
& GAROFALO, L.L.P.**

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**PHILIP D. STERN & ASSOCIATES**

/s/ Philip D. Stern  
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**CERTIFICATE OF SERVICE**

I hereby certify that on February 23, 2011, I electronically filed the foregoing Stipulation of Dismissal with the Clerk of Court using the CM/ECF system which will send notification of filing to the following:

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This the 23rd day of February, 2011.

/s/ Peter R. Shedor  
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